



Council Action

City of Minneapolis

File No. 16-00212

The Minneapolis City Council hereby authorizes the settlement of a legal dispute in a matter relating to the Burlington Northern Santa Fe (BNSF) track expansion at 7th St NE in which the City and BNSF will enter into a settlement agreement to resolve issues arising out of BNSF's construction of a new retaining wall on property originally platted as city right-of-way, to include the following terms:

1. The parties will reserve respective rights to claim ownership of underlying property.
2. BNSF will indemnify the City against any damage occurring to existing city infrastructure, which includes an active sanitary sewer pipe.
3. BNSF will add a 5 foot tall sound and debris buffer to the top of its retaining wall to protect adjacent property.
4. BNSF will refrain from occupying or obstructing the city's paved cul-de-sac.
5. The City will refrain from disturbing or objecting to the construction of BNSF's retaining wall.

Committee: TPW Public Hearing: N/A Publication: 3/5/2016

RECORD OF COUNCIL VOTE				
MEMBER	AYE	NAY	ABSTAIN	ABSENT
REICH	X			
GORDON	X			
FREY	X			
B. JOHNSON	X			
YANG	X			
WARSAME	X			
GOODMAN	X			
GLIDDEN	X			
CANO	X			
BENDER	X			
QUINCY	X			
A. JOHNSON	X			
PALMISANO	X			
DATE:	FEB 26 2016			

☒ APPROVED ☐ VETOED

[Signature]
MAYOR HODGES

MAR 01 2016

DATE

Certified an official action of the City Council
ATTEST:

[Signature]
CITY CLERK

Presented to the Mayor:

FEB 26 2016

Received from the Mayor:

MAR 02 2016